



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2267

DATE SCANNED

7/26/11

SCANNER NO.

2

SCAN OPERATOR

CMO

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 31, 2011

MEMORANDUM

11092661132

TO: THE COMMISSION

THROUGH: ALEC PALMER
ACTING STAFF DIRECTOR

FROM: PATRICIA CARMONA *PC*
CHIEF COMPLIANCE OFFICER

DEBBIE CHACONA *DC*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

BY: *JN* JODI WINSHIP/SARI PICKERALL *SP*
COMPLIANCE BRANCH

SUBJECT: REASON TO BELIEVE RECOMMENDATION – 2010 12 DAY PRE-
GENERAL REPORT (UNAUTHORIZED COMMITTEES – MONTHLY
FILERS) FOR THE ADMINISTRATIVE FINE PROGRAM

Attached is a list of political committees and their treasurers who failed to file or timely file the 2010 12 Day Pre-General Report in accordance with 2 U.S.C. 434(a). The list is comprised of unauthorized committees that file monthly.

The committees appearing on the list either filed the report more than five (5) days after the due date, failed to file the report or failed to file the report prior to four (4) days before the November 2, 2010 General Election (considered a non-filed report). In accordance with the schedule of civil money penalties at 11 CFR 111.43, these committees should be assessed the civil money penalties outlined on the attached Reason to Believe (RTB) circulation list.

Recommendation

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

Federal Election Commission
Reason to Believe Circulation Report
2010 PRE-GENERAL Election Sensitive 10/21/2010 UNAUTH_M

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2265	C00005462	10TH DISTRICT REPUBLICAN CONGRESSIONAL COMMITTEE		MELINDA CONNER	\$163,007	1	10/28/2010	7	\$266	\$156

2267	C00253260	ALASKA REPUBLICAN PARTY		GLENN W. CLARY	\$1,240,832	0	11/17/2010	Not Filed	\$429,926	\$11,000
2268	C00176727	AMERICAN ASSOCIATION OF AIRPORT EXECUTIVES		TODD HAUPTLI	\$135,842	0	10/27/2010	6	\$2,500	\$115
2269	C00143560	AMERICAN DIETETIC ASSOCIATION POLITICAL ACTION COMMITTEE		PAUL MIFSUD	\$921,430	0	11/15/2010	Not Filed	\$4,793	\$550

2271	C00333104	AMERICAN SOCIETY OF PENSION PROFESSIONALS & ACTUARIES PAC		BRIAN H. GRAFF, ESQ.	\$394,054	0	10/27/2010	6	\$5,175	\$170
2272	C00021295	BRACEPAC		SCOTT SEGAL	\$387,375	0	11/3/2010	Not Filed	\$2,500	\$550
2273	C00072967	COMMERCE BANCS PAC		ROBERT LAY	\$116,061	0	11/17/2010	Not Filed	\$3,245	\$550
2274	C00131607	FLORIDA CITRUS MUTUAL POLITICAL ACTION COMMITTEE		KEVIN E. METHENY	\$140,075	0	11/4/2010	Not Filed	\$5,000	\$660
2275	C00431874	FOLLOW THE NORTH STAR FUND		GERALD PATRICK HALBACH	\$779,895	0	11/8/2010	Not Filed	\$3,135	\$550
2276	C00473249	GRAND CANYON STATE CAUCUS		PATRICIA NAST BERAN	\$113,601	0	11/2/2010	Not Filed	\$4,250	\$550
2277	C00428094	INTEGRAPAC OF INTEGRA TELECOM HOLDINGS INC.		DALE PERRY	\$342,057	0	10/29/2010	Not Filed	\$4,941	\$550
2278	C00394650	JBS USA LLC PAC		DENNIS ROERTY	\$294,127	0	11/19/2010	Not Filed	\$7,674	\$660

2010 PRE-GENERAL Election Sensitive 10/21/2010 UNAUTH_M

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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2279	C00382796	LOUISIANA HEALTH CARE GROUP EMPLOYEE FEDERAL POLITICAL ACTION COMMITTEE INC		ALBERT SIMIEN	\$146,995	0	11/18/2010	Not Filed	\$8,800	\$660
2280	C00247403	NORPAC		KAREN PICHKHADZE	\$2,411,867	0	10/27/2010	6	\$56,172	\$990
2281	C00374298	PEANUT BUYING POINT PAC AKA PBP-PAC		J. TYRON SPEARMAN	\$124,691	0	11/15/2010	Not Filed	\$1,000	\$550
2282	C00009639	SUNTRUST BANK GOOD GOVERNMENT GROUP - GEORGIA		CHRISTIAN D. BEYERS	\$235,868	0	11/8/2010	Not Filed	\$13,250	\$990
2283	C00202861	THE SENATE VICTORY FUND PAC		JOHN M. ROBINSON, CPA	\$1,105,768	0	11/9/2010	Not Filed	\$14,686	\$990

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation - 2010)
12 Day Pre-General Report (Unauthorized)
Committees - Monthly Filers) for the)
Administrative Fine Program:)
10TH DISTRICT REPUBLICAN) AF# 2265
CONGRESSIONAL COMMITTEE, and)
CONNER, MELINDA as treasurer;)
AMERICAN ASSOCIATION OF) AF# 2268
AIRPORT EXECUTIVES, and HAUPTLI,)
TODD as treasurer;)
AMERICAN SOCIETY OF PENSION) AF# 2271
PROFESSIONALS & ACTUARIES PAC,)
and BRIAN H.MR. GRAFF ESQ. as)
treasurer;)
NORPAC, and PICHKHADZE, KAREN as) AF# 2280
treasurer;)

ALASKA REPUBLICAN PARTY, and) AF# 2267
GLENN W. CLARY as treasurer;)
AMERICAN DIETETIC ASSOCIATION) AF# 2269
POLITICAL ACTION COMMITTEE, and)
MIFSUD, PAUL as treasurer;)

BRACEPAC, and SEGAL, SCOTT as) AF# 2272
treasurer;)
COMMERCE BANCS PAC, and ROBERT) AF# 2273
LAY as treasurer;)
FLORIDA CITRUS MUTUAL) AF# 2274
POLITICAL ACTION COMMITTEE, and)
KEVIN E. METHENY as treasurer;)
FOLLOW THE NORTH STAR FUND, and) AF# 2275
HALBACH, GERALD PATRICK MR. as)
treasurer;)
GRAND CANYON STATE CAUCUS, and) AF# 2276
BERAN, PATRICIA NAST as treasurer;)

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INTEGRAPAC OF INTEGRA TELECOM)	AF# 2277
HOLDINGS INC., and DALE PERRY as)	
treasurer;)	
JBS USA LLC PAC, and ROERTY,)	AF# 2278
DENNIS as treasurer;)	
LOUISIANA HEALTH CARE GROUP)	AF# 2279
EMPLOYEE FEDERAL POLITICAL)	
ACTION COMMITTEE INC, and SIMIEN,)	
ALBERT as treasurer;)	
PEANUT BUYING POINT PAC AKA)	AF# 2281
PBP-PAC, and J TYRON SPEARMAN as)	
treasurer;)	
SUNTRUST BANK GOOD)	AF# 2282
GOVERNMENT GROUP - GEORGIA,)	
and BEYERS, CHRISTIAN D. MR. as)	
treasurer;)	
THE SENATE VICTORY FUND PAC, and)	AF# 2283
ROBINSON, JOHN M. CPA as treasurer;)	

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on February 02, 2011 the Commission took the following actions on the Reason To Believe Recommendation - 2010 12 Day Pre-General Report (Unauthorized Committees - Monthly Filers) for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated January 31, 2011, on the following committees:

AF#2265 Decided by a vote of 6-0 to: (1) find reason to believe that 10TH DISTRICT REPUBLICAN CONGRESSIONAL COMMITTEE, and CONNER, MELINDA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2268 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN ASSOCIATION OF AIRPORT EXECUTIVES, and HAUPTLI, TODD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2271 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN SOCIETY OF PENSION PROFESSIONALS & ACTUARIES PAC, and BRIAN H.MR. GRAFF ESQ. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2280 Decided by a vote of 6-0 to: (1) find reason to believe that NORPAC, and PICHKHADZE, KAREN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2267 Decided by a vote of 6-0 to: (1) find reason to believe that ALASKA REPUBLICAN PARTY, and GLENN W. CLARY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2269 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN DIETETIC ASSOCIATION POLITICAL ACTION COMMITTEE, and MIFSUD, PAUL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2272 Decided by a vote of 6-0 to: (1) find reason to believe that BRACEPAC, and SEGAL, SCOTT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2273 Decided by a vote of 6-0 to: (1) find reason to believe that COMMERCE BANCS PAC, and ROBERT LAY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2274 Decided by a vote of 6-0 to: (1) find reason to believe that FLORIDA CITRUS MUTUAL POLITICAL ACTION COMMITTEE, and KEVIN E. METHENY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2275 Decided by a vote of 6-0 to: (1) find reason to believe that FOLLOW THE NORTH STAR FUND, and HALBACH, GERALD PATRICK MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2276 Decided by a vote of 6-0 to: (1) find reason to believe that GRAND CANYON STATE CAUCUS, and BERAN, PATRICIA NAST as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2277 Decided by a vote of 6-0 to: (1) find reason to believe that INTEGRAPAC OF INTEGRA TELECOM HOLDINGS INC., and DALE PERRY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2278 Decided by a vote of 6-0 to: (1) find reason to believe that IBS USA LLC PAC, and ROERTY, DENNIS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on

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the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2279 Decided by a vote of 6-0 to: (1) find reason to believe that LOUISIANA HEALTH CARE GROUP EMPLOYEE FEDERAL POLITICAL ACTION COMMITTEE INC, and SIMIEN, ALBERT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2281 Decided by a vote of 6-0 to: (1) find reason to believe that PEANUT BUYING POINT PAC AKA PBP-PAC, and J TYRON SPEARMAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2282 Decided by a vote of 6-0 to: (1) find reason to believe that SUNTRUST BANK GOOD GOVERNMENT GROUP - GEORGIA, and BEYERS, CHRISTIAN D. MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2283 Decided by a vote of 6-0 to: (1) find reason to believe that THE SENATE VICTORY FUND PAC, and ROBINSON, JOHN M. CPA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

February 4, 2011
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 7, 2011

Glenn W. Clary, in official capacity as Treasurer
Alaska Republican Party
1001 W. Fireweed Lane
Anchorage, AK 99503

C00253260
AF#: 2267

Dear Mr. Clary:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12 Day Pre-General Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period through October 13, 2010, shall be filed no later than October 21, 2010. 2 U.S.C. § 434(a). Because records at the Federal Election Commission ("FEC") indicate that this report was not filed prior to four (4) days before the General Election held on November 2, 2010, it is considered not filed for the purpose of calculating the civil money penalty.

The Act was further amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On February 2, 2011, the FEC found that there is reason to believe ("RTB") that Alaska Republican Party and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before October 21, 2010. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$11,000. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$11,000 is due within forty (40) days of the finding, or by March 14, 2011, and is based on these factors:

Election Sensitivity of Report: Election Sensitive

Level of Activity: \$429,926

Number of Days Late: Not Filed (reports not filed prior to four (4) days before the General Election held on November 2, 2010 are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

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If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or March 14, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Alaska Republican Party and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

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action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

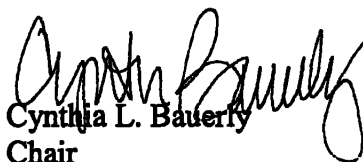
3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,


Cynthia L. Bauerly
Chair

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ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$11,000 for the 2010 Pre-General Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by March 14, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Alaska Republican Party

FEC ID#: C00253260

AF#: 2267

PAYMENT DUE DATE: March 14, 2011

PAYMENT AMOUNT DUE: \$11,000

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ALASKA REPUBLICAN PARTY

March 9, 2011

FEC Office of Administrative Review
999 E Street NW
Washington, DC 20463

Re: C00253260

AF# 2267

Dear Sir or Madam:

The Alaska Republican Party (ARP) strives to report all activities promptly and completely. Except for an occasional software or computer problem, the ARP has filed its reports to the Federal Election Commission (FEC) on a timely basis. When the FEC analyst has requested clarifications of our reported activities, the ARP has sought to resolve the issue to the satisfaction of the FEC analyst in a timely manner.

The ARP has had one regular employee for more than ten years. The current employee Christy Brown Strutz became the ARP employee in the fall of 2006. Amongst her many duties are the campaign finance reporting for both federal and non federal activities.

Ms. Strutz prepared the October 20 report for filing. That report was reviewed for accuracy and filed on October 20. After completing the uploading of the October 20 report, MS. Strutz mistakingly believed she had completed her federal report filing duties for October. Not noticing that an October 21 Report was required to be filed was due in large part because of the stress of complications from her pregnancy of carrying twins.

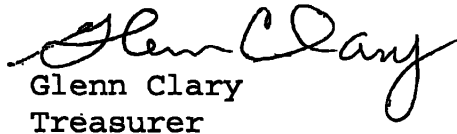
During October 2010, Ms. Strutz work activities were significantly impacted by her high risk pregnancy. Complications commenced in early October. Believing she had

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completed her secretarial duties for the month, Ms. Strutz tried to conserve her energy to save her pregnancy. During the following days, her personal health declined. She lost one of the babies in early November, and then the second baby in mid November.

On November 17, as she started to gather the information for a November 20th report, she discovered that the Pre-Election report had been due on October 21. She immediately gathered the required data and prepared the Pre Election Report. She filed the Pre-Election report on November 17, 2010.

I request that the FEC reconsider the determination of the fine assessed in view of these tragic circumstances.


Glenn Clary
Treasurer

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STATE OF ALASKA)
) ss
THIRD JUDICIAL DISTRICT)

CHRISTY STRUTZ, being first duly sworn, states:

1. In September 2011, I learned that I had become pregnant with my 4th pregnancy, and I would be soon under the care of Dr. Karen McQueary with the Anchorage Women's Clinic at Providence Hospital. Having concerns of a high-risk pregnancy, I went in around 6 weeks for my first check-up, and found out then that I was carrying twins, which would be due on June 19th, 2011.

2. Twins are high-risk pregnancies anyway even if no other problems arise.

However, I also was experiencing heavy bleeding and sharp pains, which was scary, stressful, and dangerous to my health and the health of my two babies. Having almost no energy, and in a lot of pain, and feeling very stressed, I continued to care for my other 3 children and go to work as much as I needed to be there to complete the reporting requirements for FEC and APOC around the November 2nd Election.

3. Despite my best efforts to keep rested and hydrated, my bleeding did not improve. In fact it became worse over the next days and weeks until during the first week in November 2011, when I lost one of my twin babies. My doctor instructed me to continue resting. I kept her posted on my bleeding, but expected my other twin to continue to term. My body grew weaker, and as I lost more blood/tissue, I ended up miscarrying the second healthy twin by around November 10th, 2011. I was devastated and am still in quite a lot of pain.

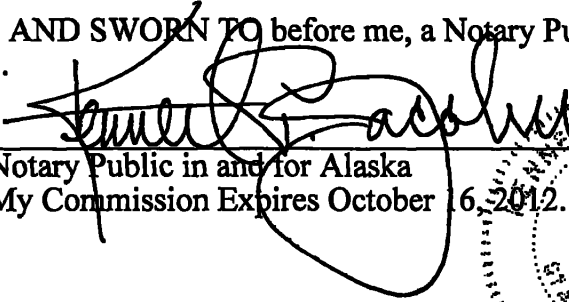
4. My Doctor said that it could take up to 6 months before my body heals fully, and I am now slowly trying to recover my health.

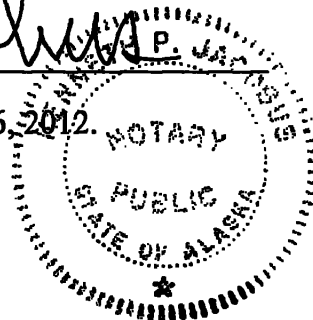
5. During this period of time, I was unable to focus on anything except my difficult pregnancy and the loss of my babies. As a result, I missed the deadline for filing the pre-election report. I filed it as soon as I was able to after I returned to work.

Dated this 9th day of March, 2011.


Christy Strutz

SUBSCRIBED AND SWORN TO before me, a Notary Public in and for Alaska, this 9th day of March, 2011.


Notary Public in and for Alaska
My Commission Expires October 16, 2012.





FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

March 16, 2011

Glenn W. Clary, in his official capacity as Treasurer
Alaska Republican Party
1001 W Fireweed Lane
Anchorage, AK 99503

C00253260
AF# 2267

Dear Treasurer:

On March 15, 2011, the Commission's Office of Administrative Review ("OAR") received your written response ("challenge") which is being reviewed by OAR. If you have any questions regarding your challenge, please contact this Office on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,

A handwritten signature in black ink, appearing to read "Dayna C. Brown".

Dayna C. Brown
Reviewing Officer
Office of Administrative Review

11092661148

**FEC OFFICE OF
ADMIN REVIEW**

2011 MAR 17 A 9:19

Date: March 16, 2011

**REFERRAL TO OFFICE OF ADMINISTRATIVE REVIEW
CHALLENGE RECEIVED**

AF#: 2267

Committee Name: Alaska Republican Party

Committee ID#: C00253260

Committee Address (if different than in RTB letter): N

Treasurer Name (if different than in RTB finding): N

Attachments:

**Copy of RTB Circulation Report, dated January 31, 2011 and RTB
Certification, dated February 4, 2011 (Y/N): Y**

Attachment #: 1

Proof of Delivery (to be forwarded at later date if not yet received) (Y/N): Y

Attachment #: 2

Telecoms and Visitcoms in Response to RTB Letter (Y/N): Y

Attachment #: 3

Other Relevant Telecoms (Y/N): N

Attachment #: N/A

Original Correspondence Received by RAD in Response to RTB Letter (Y/N): N

Attachment #: N/A

RAD Staff Declaration (Y/N): Y

-2010 Prior Notice, dated August 27, 2010.

-Non-Filer Notice, dated November 10, 2010.

-RTB Letter, dated February 7, 2011.

Attachment #: 4

Other RAD Information: (Y/N): N

Attachment#: N/A

11092661149



Dear Customer,

Tracking Number: 1Z WF5 860 A2 9330 222 3
Reference Number(s): RAD
Service: NEXT DAY AIR
Special Instructions: ADULT SIGNATURE REQUIRED
Shipped/Billed On: 02/03/2011
Delivered On: 02/08/2011 3:21 P.M.
Delivered To: 1001 W FIREWEED LN
 ANCHORAGE, AK, US 99503

UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS

Location: OFFICE

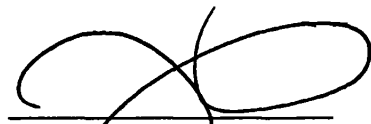
**Sincerely,
UPS**

Tracking results provided by UPS: 02/09/2011 8:43 A.M. ET

https://www.campusship.ups.com/campus_track/processPOD?lineData=ANCHORAGE%5... 2/9/2011

DECLARATION OF JODI WINSHIP

1. I am the Acting Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Acting Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Alaska Republican Party:
 - A) Prior Notice, dated August 27, 2010, referencing the Pre-General Election Report (sent via electronic mail to: RPA@ACSalaska.net);
 - B) Non-Filer Letter, dated November 10, 2010, referencing the 2010 Pre-General Report;
 - C) Reason-to-Believe Letter, dated February 7, 2011, referencing the 2010 12 Day Pre-General Report.
3. I hereby certify that I have searched the Commission's public records and find that Alaska Republican Party filed the 2010 12 Day Pre-General Report with the Commission on November 17, 2010.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 16th day of March, 2011.



Jodi Winship
Acting Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission



MONTHLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

August 27, 2010

MONTHLY REPORTING SCHEDULE FOR REMAINDER OF 2010

REPORTING DATES

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
September	08/31/10	09/20/10	09/20/10
October	09/30/10	10/20/10	10/20/10
Pre-General	10/13/10	10/18/10	10/21/10
Post-General	11/22/10	12/02/10	12/02/10
Year-End	12/31/10	01/31/11	01/31/11

[Click here for Supplemental Filing Information](#)

¹A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

2010 SUPPLEMENTAL FILING INFORMATION PACs AND PARTY COMMITTEES

PLEASE NOTE: The Commission provides reminders of upcoming filing dates as a courtesy to help committees comply with the filing deadlines set forth in the Act and Commission regulations. Committee treasurers must comply with all applicable filing deadlines established by law, and the lack of prior notice does not constitute an excuse for failing to comply with any filing deadline.

WHO MUST FILE

All Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) must file either quarterly or monthly reports in 2010. See 11 CFR 104.5(c). Before a committee can stop filing with the FEC, it must file a termination report with the Commission. See 11 CFR 102.3. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

METHODS OF FILING REPORTS

Electronic Filing

Reports filed electronically must be received and validated by the Commission by 11:59 p.m. Eastern Time on the filing deadline. See 11 CFR 104.5(e).

- Web Page: Electronic Filing Page
- Campaign Guide: Nonconnected Committees (Nonconnected), pp. 51-53 [PDF]; Corporations and Labor Organizations (SSF), pp. 49-51 [PDF]; Political Party Committees (Party), pp. 69-71 [PDF].

Paper Filing -- Meeting the Filing Deadline

Paper report filing options -- Registered, Certified or Overnight or First Class Mail.

See 11 CFR 104.5(e).

- Web Page: Link to Paper Forms (for downloading and printing)
- Campaign Guide: Nonconnected, pp. 47-48 [PDF]; SSF, pp. 45-46 [PDF]; Party, p. 65 [PDF].

PRE-ELECTION REPORTING

Quarterly filing committees that make contributions or expenditures (including independent expenditures) in connection with an election must also file a Pre-Election Report, if the activity was not previously reported. See 11 CFR 104.5(c)(1)(ii).

- Web Page: 2010 Congressional Pre-Primary Reporting Dates Page
- The Record: January 2010 issue [PDF]
- Campaign Guide: Nonconnected, pp. 49-51 [PDF]; SSF, pp. 46-48 [PDF]; Party, pp. 67-68 [PDF].

2010 REPORTING SCHEDULE

- Web Page: 2010 Reporting Dates Page
- The Record: January 2010 issue [PDF]
- Campaign Guide: Nonconnected, pp. 49-51 [PDF]; SSF, pp. 46-48 [PDF]; Party, pp. 67-68 [PDF].

COMPLIANCE

Treasurer Responsibility

Committee treasurers are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time. See 11 CFR 104.14(d).

- Statement of Policy Regarding Treasurers Subject to Enforcement Proceeding [PDF]
- Campaign Guide: Nonconnected, pp. 3-4 [PDF]; SSF, pp. 1-2 [PDF]; Party, pp. 6-7 [PDF].

Administrative Fine Program

Failure to file reports on time may be subject to civil money penalties up to \$17,600 (or more for repeat late- or non-filers). See 11 CFR 111.30.

- Web Page: Administrative Fine Program Page
- Campaign Guide: Nonconnected, pp. 48-49 [PDF]; SSF, p. 46 [PDF]; Party, p. 66 [PDF].

DISCLOSURE OF LOBBYIST BUNDLING ACTIVITY

Party committees and Leadership PACs must simultaneously file FEC Form 3L if they receive two or more bundled contributions from lobbyists/registrants or lobbyist/registrant PACs that aggregate in excess of \$16,000 during the covered period (see page 1 of this notice).

See 11 CFR 104.22 and 110.17(e).

- The Record: March 2009 issue [PDF]
- Campaign Guide: Party, pp. 143-149 [PDF]

CHANGE IN FILING FREQUENCY

Committees able to change their reporting schedule (for example, from monthly to quarterly) who wish to do so must notify the Commission in writing and may change their filing frequency no more than once per calendar year. See 11 CFR 104.5(c).

- Web Page: Filing Frequency by Type of Committee
- Campaign Guide: Nonconnected, p. 51 [PDF]; SSF, p. 49 [PDF]; Party, p. 67 [PDF].

48- AND 24-HOUR REPORTS OF INDEPENDENT EXPENDITURES

Any PAC or Party Committee that makes independent expenditures in 2010 may have to disclose this activity within 48- or 24-hours based upon the date and amount of the expenditure. See 11 CFR 104.4.

- Web Page: 48- and 24-hour periods for independent expenditures for 2010 elections
- Campaign Guide: Nonconnected, pp. 72-74 [PDF]; SSF, pp. 65-67 [PDF]; Party, pp. 87-89 [PDF].

These reports are not required when a PAC or Party Committee makes a contribution directly to a candidate.

FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 10, 2010

RQ-7

GLENN W. CLARY, TREASURER
ALASKA REPUBLICAN PARTY
1001 W FIREWEED LN
ANCHORAGE, AK 99593

IDENTIFICATION NUMBER: C00253260

REFERENCE: PRE-GENERAL REPORT 10/1/2010 - 10/13/2010

DEAR TREASURER:

IT HAS COME TO THE ATTENTION OF THE FEDERAL ELECTION COMMISSION THAT YOU MAY HAVE FAILED TO FILE THE ABOVE REFERENCED REPORT OF RECEIPTS AND EXPENDITURES AS REQUIRED BY THE FEDERAL ELECTION CAMPAIGN ACT, AS AMENDED.

IT IS IMPORTANT THAT YOU FILE THIS REPORT IMMEDIATELY WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C., 20463. PLEASE NOTE THAT ELECTRONIC FILERS MUST SUBMIT THEIR REPORTS ELECTRONICALLY, AS PER 11 CFR §104.18. A COPY OF THE REPORT OR RELEVANT PORTIONS MUST ALSO BE FILED WITH THE SECRETARY OF THE STATE OR EQUIVALENT STATE OFFICER UNLESS THE STATE IS EXEMPT FROM THE FEDERAL REQUIREMENT TO RECEIVE AND MAINTAIN PAPER COPIES. YOU CAN VERIFY THE COMMISSION'S RECEIPT OF ANY DOCUMENTS SUBMITTED BY YOUR COMMITTEE ON THE FEC WEBSITE AT WWW.FEC.GOV.

THE FAILURE TO TIMELY FILE THIS REPORT MAY RESULT IN CIVIL MONEY PENALTIES, AN AUDIT OR LEGAL ENFORCEMENT ACTION. THE CIVIL MONEY PENALTY CALCULATION FOR LATE REPORTS DOES NOT INCLUDE A GRACE PERIOD AND BEGINS ON THE DAY FOLLOWING THE DUE DATE FOR THE REPORT. DUE TO HEIGHTENED SECURITY SCREENING MEASURES, DELIVERY OF MAIL BY THE US POSTAL SERVICE MAY BE DELAYED. THE COMMISSION RECOMMENDS THAT YOU SUBMIT YOUR REPORT VIA OVERNIGHT DELIVERY OR COURIER SERVICE.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT CHRISTOPHER RITCHIE AT OUR TOLL FREE NUMBER (800)424-9530. OUR DIRECT LOCAL NUMBER IS (202)694-1130.

SINCERELY,

Debbie Chacura

DEBBIE CHACURA
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION (RAD)

10030491275



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION COMMISSION
APR 13 2011

2011 APR 13 2 44

SENSITIVE

April 13, 2011

MEMORANDUM

To: The Commission

Through: Alec Pahner
Acting Staff Director *AP*

From: Patricia Carmona *PC*
Chief Compliance Officer

Dayna C. Brown *DCB*
Reviewing Officer
Office of Administrative Review

Subject: Reviewing Officer Recommendation in AF# 2267 – Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer (C00253260)

The attached Reviewing Officer Recommendation is being circulated on an informational basis. A copy was also sent to the respondents in accordance with 11 C.F.R. § 111.36(f). The respondents may file with the Commission Secretary a written response within 10 days of transmittal of the recommendation.

After the 10 day period, the Reviewing Officer Recommendation and the respondents' written response, if any, will be circulated to the Commission to make a final determination.

Attachment

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 13, 2011

**REVIEWING OFFICER RECOMMENDATION
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 2267 – Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer
(C00253260)

Summary of Recommendation

Make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess a \$11,000 civil money penalty.

Reason-to-Believe Background

On February 2, 2011, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2010 12 Day Pre-General Report and made a preliminary determination that the civil money penalty was \$11,000 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter, dated February 7, 2011, was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act ("Act") states that the treasurer of a political committee shall file a pre-election report no later than the 12th day before any election in which the committee makes a contribution to or expenditure on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii) and 11 C.F.R. § 104.5(c)(1)(ii). Reports filed electronically must be received and validated by the Commission at or before 11:59 p.m., Eastern Standard/Daylight Time on October 23 to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Respondents' Challenge

On March 15, 2011, the Commission received the written response ("challenge") from the Treasurer who states that Christy Brown Strutz has been employed with the Committee since 2006 and her duties include campaign finance reporting of federal and non-federal activity. After filing the October Monthly Report on October 20, Ms. Strutz believed her October filing duties were complete and did not realize that the 12 Day Pre-General Report was due until she began preparing the November Monthly Report on November 17. The Treasurer states that Ms. Strutz's work activities were significantly impacted by her high risk pregnancy, which resulted in a miscarriage in November. He asks that the Commission reconsider the assessment of the fine based on these tragic circumstances.

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Included with the challenge are the signed affidavit of Christy Strutz and a copy of the RTB letter.

Analysis

The 12 Day Pre-General Report was filed on November 17, 2011, 27 days late.

The respondents were notified of the report's due date before and after the filing deadline. On August 27, 2010, almost two months before the report was due, the Commission sent the Report Notice, which included the Pre-General Report filing deadline, to "rpa@acsalaska.net", the email address listed on their Statement of Organization. On October 22, 2010, the day after the October 21 due date, the Electronic Filing Office ("EFO") sent an email notification to "raraep@gci.net," an email address provided by the respondents when filing the October Monthly Report just two days earlier, stating that they failed to file the 12 Day Pre-General Report. Finally, on November 10, 2010, the Commission sent a non-filer notice to the respondents at their address of record.

While the Reviewing Officer is genuinely sympathetic to Ms. Strutz's situation, the regulations are clear that illness or unavailability of the Treasurer or other staff will not be considered a circumstance reasonably unforeseen and beyond the control of the respondents, and therefore not valid grounds for challenge. 11 C.F.R. § 111.35(d)(3). Additionally, although the Treasurer indicates that the filing of campaign finance reports are among Ms. Strutz's duties, the Treasurer is personally responsible for the timely and complete filing of reports, as well as the accuracy of the information they contain. 11 C.F.R. § 104.14(d).

The challenge fails to address any of the three valid grounds for challenge enumerated at 11 C.F.R. § 111.35(b): (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. The other issues raised in the challenge (the respondents' effort to file promptly and completely, their having filed reports timely except when computer issues arose, and their effort to satisfactorily resolve clarifications sought by Commission Analysts) also do not fall within the grounds enumerated at 11 C.F.R. § 111.35(b). Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$11,000.

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 2267 involving the Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2267 that the Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$11,000; and
- (3) Send the appropriate letter.

Reviewing Officer: Dayna C. Brown

Attachments

Attachment 1 – Challenge Received from Respondents

**Attachment 2 – Supplemental Request Sent to and Response Received from Information
Technology Division**

Attachment 3 – Declaration from RAD and Telecom Provided with Declaration

Attachment 4 – Declaration from OAR

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FEC OFFICE OF
ADMIN REVIEW

2011 MAR 15 AM 11:13



ALASKA REPUBLICAN PARTY

March 9, 2011

FEC Office of Administrative Review
999 E Street NW
Washington, DC 20463

Re: C00253260

AF# 2267

Dear Sir or Madam:

The Alaska Republican Party (ARP) strives to report all activities promptly and completely. Except for an occasional software or computer problem, the ARP has filed its reports to the Federal Election Commission (FEC) on a timely basis. When the FEC analyst has requested clarifications of our reported activities, the ARP has sought to resolve the issue to the satisfaction of the FEC analyst in a timely manner.

The ARP has had one regular employee for more than ten years. The current employee Christy Brown Strutz became the ARP employee in the fall of 2006. Amongst her many duties are the campaign finance reporting for both federal and non federal activities.

Ms. Strutz prepared the October 20 report for filing. That report was reviewed for accuracy and filed on October 20. After completing the uploading of the October 20 report, MS. Strutz mistakingly believed she had completed her federal report filing duties for October. Not noticing that an October 21 Report was required to be filed was due in large part because of the stress of complications from her pregnancy of carrying twins.

During October 2010, Ms. Strutz work activities were significantly impacted by her high risk pregnancy. Complications commenced in early October. Believing she had

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completed her secretarial duties for the month, Ms. Strutz tried to conserve her energy to save her pregnancy. During the following days, her personal health declined. She lost one of the babies in early November, and then the second baby in mid November.

On November 17, as she started to gather the information for a November 20th report, she discovered that the Pre-Election report had been due on October 21. She immediately gathered the required data and prepared the Pre Election Report. She filed the Pre-Election report on November 17, 2010.

I request that the FEC reconsider the determination of the fine assessed in view of these tragic circumstances.

Glenn Clary
Treasurer

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AFFIDAVIT OF CHRISTY STRUTZ

STATE OF ALASKA)
) ss
THIRD JUDICIAL DISTRICT)

CHRISTY STRUTZ, being first duly sworn, states:

1. In September 2011, I learned that I had become pregnant with my 4th pregnancy, and I would be soon under the care of Dr. Karen McQueary with the Anchorage Women's Clinic at Providence Hospital. Having concerns of a high-risk pregnancy, I went in around 6 weeks for my first check-up, and found out then that I was carrying twins, which would be due on June 19th, 2011.

2. Twins are high-risk pregnancies anyway even if no other problems arise. However, I also was experiencing heavy bleeding and sharp pains, which was scary, stressful, and dangerous to my health and the health of my two babies. Having almost no energy, and in a lot of pain, and feeling very stressed, I continued to care for my other 3 children and go to work as much as I needed to be there to complete the reporting requirements for FEC and APOC around the November 2nd Election.

3. Despite my best efforts to keep rested and hydrated, my bleeding did not improve. In fact it became worse over the next days and weeks until during the first week in November 2011, when I lost one of my twin babies. My doctor instructed me to continue resting. I kept her posted on my bleeding, but expected my other twin to continue to term. My body grew weaker, and as I lost more blood/tissue, I ended up miscarrying the second healthy twin by around November 10th, 2011. I was devastated and am still in quite a lot of pain.

Affidavit of Christy Strutz

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4. My Doctor said that it could take up to 6 months before my body heals fully, and I am now slowly trying to recover my health.

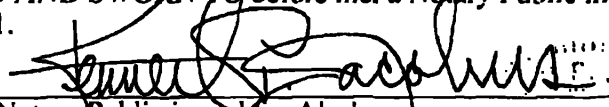
5. During this period of time, I was unable to focus on anything except my difficult pregnancy and the loss of my babies. As a result, I missed the deadline for filing the pre-election report. I filed it as soon as I was able to after I returned to work.

Dated this 9th day of March, 2011.



Christy Strutz

SUBSCRIBED AND SWORN TO before me, a Notary Public in and for Alaska, this 9th day of March, 2011.



Notary Public in and for Alaska
My Commission Expires October 16, 2012.



Affidavit of Christy Strutz

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 7, 2011

Glenn W. Clary, in official capacity as Treasurer
Alaska Republican Party
1001 W. Fireweed Lane
Anchorage, AK 99503

C00253260
AF#: 2267

Dear Mr. Clary:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12 Day Pre-General Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period through October 13, 2010, shall be filed no later than October 21, 2010. 2 U.S.C. § 434(a). Because records at the Federal Election Commission ("FEC") indicate that this report was not filed prior to four (4) days before the General Election held on November 2, 2010, it is considered not filed for the purpose of calculating the civil money penalty.

The Act was further amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On February 2, 2011, the FEC found that there is reason to believe ("RTB") that Alaska Republican Party and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before October 21, 2010. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$11,000. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$11,000 is due within forty (40) days of the finding, or by March 14, 2011, and is based on these factors:

Election Sensitivity of Report: Election Sensitive

Level of Activity: \$429,926

Number of Days Late: Not Filed (reports not filed prior to four (4) days before the General Election held on November 2, 2010 are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

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If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or March 14, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Alaska Republican Party and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

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action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).


3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,


Cynthia L. Bauerly
Chair

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ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$11,000 for the 2010 Pre-General Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by March 14, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Alaska Republican Party

FEC ID#: C'00253260

AF#: 2267

PAYMENT DUE DATE: March 14, 2011

PAYMENT AMOUNT DUE: \$11,000

11092661167



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 18, 2011

MEMORANDUM

TO: JEFF CHUMLEY
MANAGER, SYSTEMS ANALYSIS AND DESIGN BRANCH
INFORMATION TECHNOLOGY DIVISION

FROM: DAYNA C. BROWN *DCB*
REVIEWING OFFICER
OFFICE OF ADMINISTRATIVE REVIEW

SUBJECT: AF# 2267 – ALASKA REPUBLICAN PARTY AND GLENN
W. CLARY, IN HIS OFFICAL CAPACITY AS TREASURER
(C00253260)

On March 15, 2011, the Commission received the written response and supporting documentation ("challenge") from the respondents, for the 2010 12 Day Pre-General Report. A copy of the challenge is attached for your review.

Please provide any information regarding any records of contacts between the Electronic Filing Office staff and the respondents pertaining to the filing of the report. If you have no records relating to this request, please advise OAR accordingly.

Any information submitted by your office will be sent to the respondents, circulated to the Commission and placed on the public record. Please contact me at 694-1660 if you have any questions. Thank you.

Attachment

11092661168



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 12, 2011

MEMORANDUM

TO: DAYNA C. BROWN
REVIEWING OFFICER
OFFICE OF ADMINISTRATIVE REVIEW

FROM: JEFF CHUMLEY
MANAGER, SYSTEMS ANALYSIS AND DESIGN BRANCH
INFORMATION TECHNOLOGY DIVISION

SUBJECT: AF# 2267 – ALASKA REPUBLICAN PARTY AND GLENN
W. CLARY, IN HIS OFFICIAL CAPACITY AS TREASURER
(C00253260)

In response to your request dated March 18, 2011, the Electronic Filing Office (EFO) provides the following information with regard to the respondents' filing of the 2010 12 Day Pre-General Report:

October 22, 2010: The EFO notified the committee by email that they had failed to file their 2010 12 Day Pre-General Report. The FEC server mail log, which stores the email address provided by the filer, shows that the email was sent to raraep@gci.net.

Note:

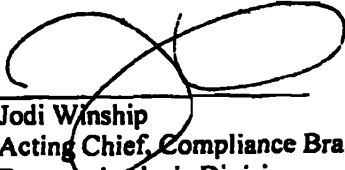
The EFO has no record of any contact with the committee in 2010 regarding the 2010 12 Day Pre-General Report or otherwise.

The email address raraep@gci.net was used to file the 2010 October Monthly Report filed on October 20, 2010. This is the same email address used by the FEC server mail log to notify the committee that they had failed to file their 2010 12 Day Pre-General Report.

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DECLARATION OF JODI WINSHIP

1. I am the Acting Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Acting Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Alaska Republican Party:
 - A) Prior Notice, dated August 27, 2010, referencing the Pre-General Election Report (sent via electronic mail to: RPA@ACSalaska.net);
 - B) Non-Filer Letter, dated November 10, 2010, referencing the 2010 Pre-General Report;
 - C) Reason-to-Believe Letter, dated February 7, 2011, referencing the 2010 12 Day Pre-General Report.
3. I hereby certify that I have searched the Commission's public records and find that Alaska Republican Party filed the 2010 12 Day Pre-General Report with the Commission on November 17, 2010.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 16th day of March, 2011.



Jodi Winship
Acting Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission

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MONTHLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

August 27, 2010

MONTHLY REPORTING SCHEDULE FOR REMAINDER OF 2010

REPORTING DATES

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
September	08/31/10	09/20/10	09/20/10
October	09/30/10	10/20/10	10/20/10
Pre-General	10/13/10	10/18/10	10/21/10
Post-General	11/22/10	12/02/10	12/02/10
Year-End	12/31/10	01/31/11	01/31/11

[Click here for Supplemental Filing Information](#)

¹A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

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2010 SUPPLEMENTAL FILING INFORMATION PACs AND PARTY COMMITTEES

The Commission provides reminders of upcoming filing dates as a courtesy to help committees comply with the filing deadlines set forth in the Act and Commission regulations. Committee treasurers must comply with all applicable filing deadlines established by law, and the lack of prior notice does not constitute an excuse for failing to comply with any filing deadline.

WHO MUST FILE

All Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) must file either quarterly or monthly reports in 2010. See 11 C.F.R. 101.5(c). Before a committee can stop filing with the FEC, it must file a termination report with the Commission. See 11 C.F.R. 101.5. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

METHODS OF FILING REPORTS

Electronic Filing

Reports filed electronically must be received and validated by the Commission by 11:59 p.m. Eastern Time on the filing deadline. See 11 C.F.R. 101.5(c).

- **Web Page:** Electronic Filing Page
- **Campaign Guide:** *Nonconnected Committees* pp. 42-43 [PDF]; *Separate Segregated Funds* pp. 44-45 [PDF]; *Political Party Committees* pp. 69-71 [PDF].

Paper Filing -- Meeting the Filing Deadline

Paper report filing options -- Registered, Certified or Overnight or First Class Mail.

See 11 C.F.R. 101.5(c).

- **Web Page:** Link to Paper Forms (for downloading and printing)
- **Campaign Guide:** *Nonconnected* pp. 44-45 [PDF]; *SSF* pp. 46-48 [PDF]; *Party* p. 65 [PDF].

PRE-ELECTION REPORTING

Quarterly filing committees that make contributions or expenditures (including independent expenditures) in connection with an election must also file a Pre-Election Report, if the activity was not previously reported. See 11 C.F.R. 101.5(c)(1)(ii).

- **Web Page:** 2010 Congressional Pre-Election Reporting Dates Page
- **The Record:** January 2010 Issue [PDF]
- **Campaign Guide:** *Nonconnected* pp. 49-51 [PDF]; *SSF* pp. 46-48 [PDF]; *Party* pp. 67-68 [PDF].

2010 REPORTING SCHEDULE

- **Web Page:** 2010 Reporting Dates Page
- **The Record:** January 2010 Issue [PDF]
- **Campaign Guide:** *Nonconnected* pp. 49-51 [PDF]; *SSF* pp. 46-48 [PDF]; *Party* pp. 67-68 [PDF].

COMPLIANCE

Treasurer Responsibility

Committee treasurers are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time. See 11 CFR 101.10(c).

- *Statement of Policy Regarding Treasurer's Liability to Department Proceedings* [PDF]
- Campaign Guide: *Non-Party Committee*, pp. 5-7 [PDF]; *NSR*, pp. 1-2 [PDF]; *Party*, pp. 6-7 [PDF].

Administrative Fine Program

Failure to file reports on time may be subject to civil money penalties up to \$17,600 (or more for repeat late- or non-filers). See 11 CFR 101.50.

- Web Page: Administrative Fine Program Page
- Campaign Guide: *Non-Party Committee*, pp. 1-2 [PDF]; *NSR*, pp. 1-2 [PDF]; *Party*, pp. 1-2 [PDF].

DISCLOSURE OF LOBBYIST BUNDLING ACTIVITY

Party committees and Leadership PACs must simultaneously file FEC Form 3L if they receive two or more bundled contributions from lobbyists/registrants or lobbyist/registrant PACs that aggregate in excess of \$16,000 during the covered period (see page 1 of this notice).

See 11 CFR 104.22 and 110.17(c).

- The *Record*: March 2009 issue [PDF]
- Campaign Guide: *Party*, pp. 113-119 [PDF]

CHANGE IN FILING FREQUENCY

Committees able to change their reporting schedule (for example, from monthly to quarterly) who wish to do so must notify the Commission in writing and may change their filing frequency no more than once per calendar year. See 11 CFR 104.5(c).

- Web Page: Filing Frequency by Report Committee
- Campaign Guide: *Non-Party Committee*, pp. 1-2 [PDF]; *NSR*, pp. 1-2 [PDF]; *Party*, pp. 1-2 [PDF].

48- AND 24-HOUR REPORTS OF INDEPENDENT EXPENDITURES

Any PAC or Party Committee that makes independent expenditures in 2010 may have to disclose this activity within 48- or 24-hours based upon the date and amount of the expenditure. See 11 CFR 104.64.

- Web Page: 48- and 24-hour periods for independent expenditures for 2010 elections
- Campaign Guide: *Non-Party Committee*, pp. 1-2 [PDF]; *NSR*, pp. 1-2 [PDF]; *Party*, pp. 1-2 [PDF].

These reports are not required when a PAC or Party Committee makes a contribution directly to a candidate.

FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100

1145652E491274



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 7, 2011

Glenn W. Clary, in official capacity as Treasurer
Alaska Republican Party
1001 W. Fireweed Lane
Anchorage, AK 99503

C00253260
AF#: 2267

Dear Mr. Clary:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12 Day Pre-General Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period through October 13, 2010, shall be filed no later than October 21, 2010. 2 U.S.C. § 434(a). Because records at the Federal Election Commission ("FEC") indicate that this report was not filed prior to four (4) days before the General Election held on November 2, 2010, it is considered not filed for the purpose of calculating the civil money penalty.

The Act was further amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On February 2, 2011, the FEC found that there is reason to believe ("RTB") that Alaska Republican Party and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before October 21, 2010. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$11,000. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$11,000 is due within forty (40) days of the finding, or by March 14, 2011, and is based on these factors:

Election Sensitivity of Report: Election Sensitive

Level of Activity: \$429,926

Number of Days Late: Not Filed (reports not filed prior to four (4) days before the General Election held on November 2, 2010 are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

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If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or March 14, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Alaska Republican Party and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

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action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).


3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,


Cynthia L. Bauerly
Chair

11092661177

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$11,000 for the 2010 Pre-General Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by March 14, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Alaska Republican Party

FEC ID#: C00253260

AF#: 2267

PAYMENT DUE DATE: March 14, 2011

PAYMENT AMOUNT DUE: \$11,000

11092661178

DECLARATION OF DAYNA C. BROWN

1. I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
2. The 2010 12 Day Pre-General Report is due October 21, 2010. If electronically filed, it must be received and validated by the Commission at or before 11:59 p.m., Eastern Standard/Daylight Time on October 21 to be timely filed.
3. I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - (a) Page 1 of the Statement of Organization filed by the Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer. According to the Commission's records, the document is dated and was received on December 5, 2005, and lists "rpa@acsalaska.net" as the Committee's email address; and
 - (b) Page 1 of the Summary Page for the 2010 12 Pre-General Report electronically filed by the Alaska Republican Party and Glenn W. Clary in his official capacity as Treasurer. According to the Commission's records, the report covers the period from October 1 through October 13, 2010, and was received on November 17, 2010.
4. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington on the 13th of April, 2011.



Dayna C. Brown
Reviewing Officer
Office of Administrative Review
Federal Election Commission

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12/05/2005 15:17

**FEC
FORM 1**

**STATEMENT OF
ORGANIZATION**

(See Instructions)

37c .x.clt

1. NAME OF COMMITTEE (in full) ☒ (Check if name is changed) Example: If typing, type over the lines 12FE4M5

Alaska Republican Party

ADDRESS (new address)

1001 W Fireweed Ln

(Check if address is changed)

Anchorage

AK

99509

CITY ▲

STATE ▲

ZIP CODE ▲

COMMITTEE'S E-MAIL ADDRESS

rpa@acsalaska.net

COMMITTEE'S WEB PAGE ADDRESS (URL)

www.alaskarepublicans.com

COMMITTEE'S FAX NUMBER

9072780425

2. DATE 11 21 2005

3. FEC IDENTIFICATION NUMBER C C00253260

4. IS THIS STATEMENT NEW (N) OR ☒ AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete

Type or Print Name of Treasurer Glenn W. Clary

Signature of Treasurer Electronically Filed by Glenn W. Clary

Date 12 05 2005

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. 5437g.

ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS

Office
Use
Only

For further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-694-1100

FEC FORM 1
(Revised 02/2003)

11092661180

**FEC
FORM 3X****REPORT OF RECEIPTS
AND DISBURSEMENTS**
For Other Than An Authorized Committee

Office Use Only

1. NAME OF
COMMITTEE (in full)USE FEC MAILING LABEL
OR TYPE OR PRINTExample: If typing, type
over the lines

Alaska Republican Party

ADDRESS (number and street)

1001 W Fireweed Ln

Check if different
than previously
reported. (ACC)

Anchorage

AK

99503

2. FEC IDENTIFICATION NUMBER

CITY

STATE

ZIP CODE

C00253260

3. IS THIS
REPORT

X

NEW
(N)

OR

AMENDED
(A)4. TYPE OF REPORT
(Choose One)(b) Monthly
Report
Due On:

Feb 20 (M2)

May 20 (M5)

Aug 20 (M8)

Nov 20 (M11)
(Non-Election
Year Only)

Mar 20 (M3)

Jun 20 (M6)

Sep 20 (M9)

Dec 20 (M12)
(Non-Election
Year Only)

Apr 20 (M4)

Jul 20 (M7)

Oct 20 (M10)

Jan 31 (YE)

(a) Quarterly Reports:

April 15
Quarterly Report(Q1)July 15
Quarterly Report(Q2)October 15
Quarterly Report(Q3)January 31
Quarterly Report(YE)July 31 Mid-Year
Report(Non-election
Year Only) (MY)Termination Report
(TER)(c) 12-Day
PRE-Election
Report for the:

Primary (12P)

X

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on

11

02

2010

in the
State of(d) 30-Day
Post -Election
Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

in the
State of

5. Covering Period

10

01

2010

through

10

13

2010

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer

Glenn W. Clary

Signature of Treasurer

Electronically Filed by Glenn W. Clary

Date

11

17

2010

NOTE : Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C 437g.

Office
Use
Only**FEC FORM 3X**
(Rev. 12/2004)

FE6AN026

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FEDERAL ELECTION
COMMISSION
SECRETARIAT

2011 MAY -2 P 4: 50

May 2, 2011

MEMORANDUM

SENSITIVE

To: The Commission

Through: Alec Palmer *APM*
Acting Staff Director

From: Patricia Carmona *PC*
Chief Compliance Officer

Dayna C. Brown *DB*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 2267 – Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer (C00253260)

On February 2, 2011, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2010 12 Day Pre-General Report and also made a preliminary determination that the civil money penalty was \$11,000 based on the schedule of penalties at 11 C.F.R. § 111.43.

On March 15, 2011, the Commission received the respondents' written response ("challenge"). After reviewing the challenge, the Reviewing Officer's recommendation dated April 13, 2011 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that they violated 2 U.S.C. § 434(a) and assess a \$11,000 civil money penalty because they submitted no evidence that a factual error was made in the RTB finding, that the penalty was miscalculated at RTB or that they used best efforts to file on time. 11 C.F.R. § 111.35(b).

Within 10 days of transmittal of the recommendation, they may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). As of this date, a written response has not been received.

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OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 2267 involving the Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2267 that the Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$11,000; and
- (3) Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation:)
Alaska Republican Party and Glenn) AF 2267
Clary, in his official capacity as)
Treasurer (C00253260))

CERTIFICATION

I, Shelley E. Garr, recording secretary for the Federal Election Commission executive session on July 19, 2011, do hereby certify that the Commission, on an amended pre-meeting tally, decided by a vote of 5-0 to take the following actions in AF# 2267:

1. Adopt the Reviewing Officer recommendation for AF# 2267 involving the Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 2267 that the Alaska Republican Party and Glenn W. Clary, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$11,000.
3. Send the appropriate letter.

Commissioners Bauerly, McGahn II, Petersen, Walther and Weintraub voted affirmatively for the decision. Commissioner Hunter abstained.

Attest:

July 21, 2011
Date

Shelley E. Garr
Shelley E. Garr
Deputy Secretary of the Commission

11092661184



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 22, 2011

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Glenn W. Clary, in official capacity as Treasurer
Alaska Republican Party
1001 W Fireweed Lane
Anchorage, AK 99503

C00253260
AF# 2267

Dear Mr. Clary:

On February 2, 2011, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that the Alaska Republican Party and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) for failing to file the 2010 12 Day Pre-General Report. By letter dated February 7, 2011, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$11,000 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On March 15, 2011, the Office of Administrative Review received your written response, challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that the Alaska Republican Party and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty in the amount of \$11,000 in accordance with 11 C.F.R. § 111.43. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on April 14, 2011.

On May 2, 2011, the Commission received your \$11,000 payment.

On July 19, 2011, the Commission adopted the Reviewing Officer's recommendation and made a final determination that the Alaska Republican Party and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assessed a civil money penalty of \$11,000. It is based on the same factors used to calculate the civil money penalty at RTB. A copy of the final determination recommendation is attached.

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If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the district court of the United States for the district in which the committee or treasurer reside, or transact business, requesting that the final determination be modified or set aside. See 2 U.S.C. § 437g(a)(4)(C)(iii). The failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within 30 days from the date of the Commission's notification, this could occur at any time following certification of the Commission's vote.

If you have any questions, please contact Dayna Brown on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

On behalf of the Commission,



Cynthia L. Bauerly
Chair

Attachment

R

FOR: Alaska Republican Party

FEC ID#: C00253260

AF#: 2267

PAYMENT DUE DATE: March 14, 2011

PAYMENT AMOUNT DUE: \$11,000

QUALITY IS OUR PRIORITY FOR LOCKBOX 9058
SEQ# 002 \$ 000110000 BA# 1 05-02-11 20 4



RAUDOLPH A. RUEDRICH		charleschwab		371
1515 W. 15TH				
ANCHORAGE, AK 99501-5533				
Pay to the		April 21, 2011		
Order of Federal Election Commission				
		\$11,000.00		
Eleven Thousand + no/100				
Charles Schwab		Schwab One		
PNC BANK, N.A. Philadelphia, PA				
For ASSESSMENT		Re: Bill Rudrich		

28119926011



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2267

DATE SCANNED

7/24/11

SCANNER NO.

2

SCAN OPERATOR

C. Reed

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